(Spl.-H.C.A.S.,C.D.,78-e)

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF BOMBAY AT GOA
APPELLATE SIDE

MISCELLANEOUS CIVIL APPLICATION NO. 307 OF 2004
IN WRIT PETITION NO.217 OF 2003

Office Note, Office Memoranda of Quorum, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Mr. V. P. Thali, Advocate for the applicant.

Shri J. Cardozo, advocate for respondent no.1.

CORAM : D. G. KARNIK, J.

DATE : 28th April, 2004

P.C.:

By this application for review, the petitioner seeks a review of an order passed by this Court on June 6, 2003.

2. By an Order dated June 6, 2003, the Court admitted the petition and granted stay of the impugned judgment, subject to the condition that the petitioner would be entitled to sign the register of the meeting of the Panchayat, but would not participate, nor vote, nor draw any remuneration in his capacity as a member of the Village

Panchayat. The learned counsel for the petitioner submits that election to the post of Deputy Sarpanch is to be held on 30th April, 2004 and, therefore, he should be allowed to vote and for that purpose he is seeking review of the Order dated June 6, 2003. The fact that election to the post of Deputy Sarpanch is going to be held on 30th April, 2004 cannot be a ground for review of the order which has been passed by this Court on June 6, 2003. If the petitioner is otherwise aggrieved by the said Order dated June 6, 2003, the remedy is by way of appeal and not by way of review.

Hence the review petition is dismissed.

D. G. KARNIK, J.

mc.